

DAVID N. WOLF (6688)  
SCOTT R. RYTHYER (5540)  
DARIN B. GOFF (11355)  
VANESSA R. WALSH (16180)  
BRADLEY BLACKHAM (8703)  
Assistant Utah Attorneys General  
P.O. Box 140856  
Salt Lake City, Utah 84114-0856  
Telephone: (801) 366-0100  
[dnwolf@agutah.gov](mailto:dnwolf@agutah.gov)  
[sryther@agutah.gov](mailto:sryther@agutah.gov)  
[dgoff@agutah.gov](mailto:dgoff@agutah.gov)  
[vwalsh@agutah.gov](mailto:vwalsh@agutah.gov)  
[bblackham@agutah.gov](mailto:bblackham@agutah.gov)

*Attorneys for State Defendants*

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IN THE UNITED STATES DISTRICT COURT  
IN AND FOR DISTRICT OF UTAH, CENTRAL DIVISION

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UTAH VAPOR BUSINESS ASSOCIATION,  
INC., *et al*,

Plaintiffs,

v.

STATE OF UTAH, *et al.*,

Defendants

**NOTICE OF APPEAL**

Case No. 2:24-CV-00950-HCN-JCB

Judge David B. Barlow

Magistrate Judge Jared C. Bennett

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Pursuant to 28 U.S.C. § 1292(a), and Rules 3 and 4(a)(3) of the Federal Rules of Appellate Procedure, Defendants State of Utah, Utah Department of Health and Human Services, Utah State Tax Commission, Governor Spencer J. Cox, Attorney General Derek E. Brown, Tracy S. Gruber, and Scott W. Smith hereby give notice of their appeal to the United States Court of Appeals for the Tenth Circuit from (1) the Order Granting in Part Motion for Temporary

Restraining Order and Preliminary Injunction, Doc. 55, and (2) the Order Granting Preliminary Injunction, Doc. 56, both entered on March 24, 2025.

DATED: April 24, 2025

OFFICE OF THE UTAH ATTORNEY GENERAL

/s/ Scott R. Ryther  
DAVID N. WOLF  
SCOTT R. RYTHUR  
DARIN B. GOFF  
VANESSA R. WALSH  
BRADLEY BLACKHAM  
Assistant Utah Attorneys General  
*Attorneys for State Defendants*

**CERTIFICATE OF SERVICE**

I certify that on April 24, 2025, I electronically filed the foregoing, **NOTICE OF APPEAL**, using the Court's electronic filing system, which gave notice to the following:

Deno G. Himonas (05483)  
W. Bradford Barber (18601)  
WILSON SONSINI GOODRICH &  
ROSATI  
15 West South Temple  
Gateway Tower West, Suite 1700  
Salt Lake City, Utah 84101  
dhimonas@wsgr.com  
bbarber@wsgr.com  
*Attorneys for Plaintiffs*

Trinity Jordan (15875)  
Jordan E. Westgate (16098)  
DENTONS DURHAM JONES  
PINEGAR, P.C.  
111 South Main Street, Suite 2400  
Salt Lake City, Utah 84111  
trinity.jordan@dentons.com  
jordan.westgate@dentons.com  
*Attorneys for Plaintiffs*

Walter A. Romney, Jr. (07975)  
Katherine E. Pepin (16925)  
CLYDE SNOW & SESSIONS  
201 South Main Street, Suite 2200  
Salt Lake City, Utah 84111  
war@clydesnow.com  
kep@clydesnow.com  
*Attorneys for Plaintiffs*

Phillip W. Dyer (4315)  
Benjamin R. Dyer (13691)  
DYER LAW GROUP PLLC  
The Langton House  
648 East 100 South  
Salt Lake City, Utah 84102  
phil@dyerlawgroup.com  
ben@dyerlawgroup.com  
*Attorneys for Plaintiffs*

William G. Garbina  
Anneliese Booher  
Tim Bywater  
wgarbina@saltlakecounty.gov  
aboohier@saltlakecounty.gov  
tbywater@saltlakecounty.gov  
*Attorneys for County Defendants*

/s/ Scott R. Ryther  
SCOTT R. RYTHER